

### **REMARKS/ARGUMENTS**

Upon entry of this amendment, which amends claim 23, claims 1-27 remain pending. Support for the amended claim can be found in the specification, and no new matter has been added.

Applicant gratefully acknowledges the allowance of claims 1-22 and 27.

In the Office Action to which this paper is responsive, claims 23-26 were rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. Reconsideration in view of the foregoing amendments and following remarks is respectfully requested.

#### **Amendments to the Specification**

The title was objected to as not being descriptive of the invention. Applicant has amended the title as suggested by the Examiner; the amended title is also reflected in an updated Application Data Sheet submitted herewith. Applicant respectfully requests withdrawal of the objection to the specification.

#### **Rejection of Claims 23-26 under 35 U.S.C. §101**

Claims 23-26 were rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter, on the grounds that the specification discloses both tangible and intangible computer-readable media. Without conceding the merits of the rejection as applied to the original claim, Applicant has amended independent claim 23 to state that the medium is "tangible." This amendment does not limit the claim to currently-known tangible media such as compact disk, DVD, flash memory and the like. Applicant respectfully submits that, as amended, claims 23-26 are directed to statutory subject matter and are therefore patentable. Withdrawal of the rejection of claims 23-26 under 35 U.S.C. §101 is respectfully requested.

### **CONCLUSION**

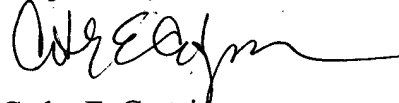
In view of the foregoing, Applicant believes all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

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Amendment dated December 20, 2005  
Reply to Office Action of September 21, 2005

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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